IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
CIVIL APPLICATION NO.1897 OF 2003
IN
FIRST APPEAL NO.846 OF 2003

Sajed Arshad Zaidi .. Applicant

Versus

Municipal Corproation of Gr.Bombay
and anr. .. Respondents

Mr.Rafique Dada Sr.Counsel for Shri M..Khan for applicants

Mr.Narendra V.Walawalkar with M.D.Patil for Respondent No.1

Mr.V.J.Kapse for Respondent no.2

CORAM : P.V.KAKADE,J.

DATE : 20TH OCTOBER, 2004

P.C.:

1. Heard the learned counsel for all the concerned parties.

2. It is stated at the bar that as on today the rent is collected by the Respondent-Corproration from the tenants of the appellant. Interim relief is claimed to the effect that the injunction should be granted to

collect the rent from the tenants of the structures situated at Senapati Bapat Marg, Worli, Mumbai. However, since the rent is being collected by the Corporation as on today, it would not be proper to disturb the arrangement subject to certain conditions. Therefore, the Respondent Corporation shall collect the rent from the tenants of the Appellant in the property subject to the rights and contentions of both the parties and subject to final decision of this appeal. This order also shall not come in way in any manner of the appellant while adjudicating it on merits. With hits direction the application stands disposed of.